09-17-01

MODIFIED PTO/SB/29 (08/98)

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

CHECK BOX, If applicable

☐ DUPLICATE

Address to:

Assistant Commissioner for Patents

Box CPA

Washington, DC 20231

Attorney Docket No. of Prior Application	A-195CDD
First Named Inventor	Broudy, et al.
Examiner Name	Helms, L.
Group / Art Unit	1642
Express Mail Label No.	EL198797394US

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application number ___09/352,466___, filed on ___July 13, 1999___, entitled ___Monoclonal Antibodies to Stem Cell Factor Receptors___.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51(b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000 a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 153(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. ☐ Enter the unentered amendment previously filed on _____ under 37 CFR 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53 (d)(4).
   a. ☐ *DELETE* the following inventor(s) named in the prior nonprovisional application:

   b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent is enclosed.
5. ☐ Information Disclosure Statement (IDS) is enclosed:
   a. ☐ PTO-1449
   b. ☐ Copies of IDS Citations

CLAIMS AS FILED

For	Number Filed		Number Extra	Rate	Fee
Total Claims	25	- 20 =	5	x $18.00 =	$ 90.00
Independent Claims	1	- 3 =	0	x $80.00 =	$0.00
MULTIPLE DEPENDENT CLAIMS (if applicable)				+ $270.00 =	0.00
Basic Fee				=	$710.00
				Total Filing Fee:	**$800.00**

6. ☒ Throughout the prosecution of this application, if any extension of time is necessary, please consider this a request therefor.

7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. _01-0519_ throughout the prosecution of this application:

      a. ☒   Fees required under 37 CFR 1.16.

      b. ☒   Fees required under 37 CFR 1.17.

      c. ☐   Fees required under 37 CFR 1.18.

8. ☐ A check in the amount of $_____ is enclosed.

9. ☒ New Attorney Docket Number, if desired _____A-195CDDC_____

    [Prior application Attorney Docket Number will carry over to this CPA unless a new Attorney Docket Number has been provided herein.]

10. a. ☐ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)

    b. ☒ Return Receipt Postcard (Should be specifically itemized. See MPEP 503.)

11. ☒ Other: Fee Authorization / Amendment Transmittal Letter

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.

12. NEW CORRESPONDENCE ADDRESS

☒ Customer Number or Bar Code Label   21069   PATENT TRADEMARK OFFICE   or ☐ New correspondence address below

NAME	U.S. Patent Operations/RBW
	M/S 27-4-A, Department 4300
ADDRESS	AMGEN INC.
	One Amgen Center Drive

CITY	Thousand Oaks	STATE	CA	ZIP CODE	91320-1799
COUNTRY	US	TELEPHONE	805-447-2425	FAX	805-499-8011

11. SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

NAME (Print/Type)	Robert B. Winter
SIGNATURE	
REGISTRATION NO. (Attorney/Agent)	34,458
DATE	September 14, 2001

FEE AUTHORIZATION / AMENDMENT TRANSMITTAL LETTER	Attorney's Docket No: A-195CDD

Serial No. 09/352,466	Filing Date July 13, 1999	Examiner L. Helms	Group Art Unit 1642

In Re Application of
Broudy et al.

For Monoclonal Antibodies to Stem Cell Factor Receptors

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

☒ Applicant(s) request(s) the following extension of time under 37 CFR 1.136(a):

- ☐ One month of original due date ($110.00)
- ☐ Two months of original due date ($390.00)
- ☒ Three months of original due date ($890.00)
- ☐ Four months of original due date ($1,390.00)
- ☐ Five months of original due date ($1,890.00)

☒ A response in connection with the matter for which this extension is requested:

- ☐ is filed herewith.
- ☐ has been filed.
- ☒ The response is the filing of a continuing prosecution application, the prior application having an express abandonment conditioned on the granting of a filing date to the continuing application.

☐ The accompanying papers do not include amended claims; no additional fee is required.

☐ The accompanying papers include amended claims the fee for which has been calculated as follows:

CLAIMS AS AMENDED

(1)	(2) Claims remaining After amendment	(3)	(4) Highest number Previously paid for	(5) No. of Extra claims present	(6) Rate	(7) Additional Fee
Total Claims	*	Minus	**	= 0	x $18	= $ 0.00
Indep. Claims	*	Minus	***	= 0	x $80	= 0.00
☐ First Appearance of a multiple dependent claim					+ $270	= 0.00
				Total Additional Fee for this Amendment		$0.00

* If the entry in column 2 is less than the entry in column 4, write "0" in column 5.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate
box in Col 1. of a prior amendment or the number of claims originally filed.

☒ The following other fees are incurred by the accompanying papers.

☒ Other: Continued Prosecution Application Request Transmittal

Please charge Deposit Account No. 01-0519 in the name of Amgen Inc. in the amount of $ 1,690.00 . A duplicate copy of this petition is attached.

☒ If an additional extension of time is required, please consider this a request therefore.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required by the accompanying papers, or credit any overpayment to Deposit Account No. 01-0519.
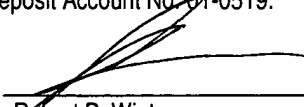
Please Send Future Correspondence To:
US Patent Operations/RBW
Dept. 4300, M/S 27-4-A
AMGEN INC.
One Amgen Center Drive
Thousand Oaks, California 91320-1799

Robert B. Winter
Attorney/Agent for Applicant(s)
Registration No.: 34,458
Phone: (805) 447-2425
Date: September 14, 2001

EXPRESS MAIL CERTIFICATE